

**IN THE CLAIMS:**

The text of all pending claims, (including withdrawn claims) is set forth below. Cancelled and not entered claims are indicated with claim number and status only. The claims as listed below show added text with underlining and deleted text with ~~strikethrough~~. The status of each claim is indicated with one of (original), (currently amended), (cancelled), (withdrawn), (new), (previously presented), or (not entered).

1. (previously presented) A distribution route generation apparatus, comprising:  
a collection device collecting information about a communications cost between a plurality of nodes of a communications network the nodes including a plurality of redistribution servers which copy and branch streaming data at respective branch points in the communication network to multi-cast the streaming data in an application layer where route cost is based on delay and number of hops, stream rate, reference rate, predetermined value as an additional cost and coefficients used to convert delay to number of hops where route cost = number of hops +  $\alpha * \max(0, (\text{delay}-\beta)) * \text{stream rate} / \text{reference rate} + \text{predetermined value}$ ;  
a generation device automatically generating distribution route information, which indicates a plurality of distribution routes to a plurality of clients on the communications network forced to pass through at least one of the redistribution servers from a source, based on the information about the communications cost when the streaming data are originated and distributed from the source to the plurality of clients; and  
an output device outputting the distribution route information.
2. (original) The distribution route generation apparatus according to claim 1, wherein said generation device generates the distribution route information by selecting a receiver node in such a way that a communications cost between the source and the receiver node is minimized.
3. (original) The distribution route generation apparatus according to claim 1, wherein said generation device generates the distribution route information by selecting a receiver node in such a way that a communications cost between each node on a distribution route being generated and the receiver node is minimized.
4. (original) The distribution route generation apparatus according to claim 1,

wherein said generation device divides the nodes into a plurality of groups, generates inter-group distribution route information using a group to which the source belongs as an origin, generates intra-group distribution route information in the group to which the source belongs using the source as an origin, and generates intra-group distribution route information in the other groups using a node that is an input branch end of an inter-group distribution route, as an origin.

5. (original) The distribution route generation apparatus according to claim 4, wherein said generation device divides the nodes into the groups using a branch in which a communications cost between nodes is equal to or more than a threshold value, as a boundary.

6. (original) The distribution route generation apparatus according to claim 1, further comprising  
a restriction device restricting a measurement range of the communications cost.

7. (original) The distribution route generation apparatus according to claim 6, wherein said restriction device designates a router that is connected to a backbone of the communications network and designates at least one node that is connected to the backbone via the designated router as a measurement target.

8. (original) The distribution route generation apparatus according to claim 6, wherein said restriction device detects a router located within a first restricted number of hops from a measuring node performing measurement, based on information about a route from the source to the measuring node and designates a node located within a second restricted number of hops from the detected router as a measurement target.

9. (original) The distribution route generation apparatus according to claim 1, further comprising  
a detection device detecting change in a network situation based on information of at least one of a data packet and a control packet,  
wherein said collection device collects the information about the communications cost when the network situation changes.

10. (original) The distribution route generation apparatus according to claim 1, further

comprising

a detection device detecting change in a network situation based on information of at least one of a data packet and a control packet,

wherein said generation device re-generates distribution route information when the network situation changes.

11. (original) The distribution route generation apparatus according to claim 1, wherein said generation device further generates distribution route information indicating a substitute distribution route, excluding a part in which a failure is anticipated to occur on the communications network.

12. (original) The distribution route generation apparatus according to claim 11, further comprising

a detection device detecting change in a network situation based on information of at least one of a data packet and a control packet,

wherein said generation device switches a current distribution route to the substitute distribution route when the network situation changes.

13. (previously presented) A computer-readable storage medium that records a computer program for enabling a computer to perform a process, said process comprising:

collecting information about a communications cost between a plurality of nodes of a communications network the nodes including a plurality of redistribution servers which copy and branch streaming data at respective branch points in the communication network to multi-cast the streaming data in an application layer where route cost is based on delay and number of hops, stream rate, reference rate, predetermined value as an additional cost and coefficients used to convert delay to number of hops where route cost = number of hops +  $\alpha * \max(0, \text{delay} - \beta) * \text{stream rate} / \text{reference rate} + \text{predetermined value}$ ; and

automatically generating distribution route information, which indicates a plurality of distribution routes to a plurality of clients on the communications network forced to pass through at least one of the redistribution servers from a source, based on the information about the communications cost when the streaming data are originated and distributed from the source to the plurality of clients.

14. (cancelled)

15. (currently amended) A distribution route generation method, comprising:  
collecting information about a communications cost between a plurality of nodes of a  
communications network the nodes including a plurality of redistribution servers which copy and  
branch streaming data at respective branch points in the communication network to multi-cast  
the streaming data in an application layer where route cost is based on delay and number of  
hops, stream rate, reference rate, predetermined value as an additional cost and coefficients  
used to convert delay to number of hops where route cost = number of hops + a \* max (0, delay-  
 $\beta$ ) \* stream rate / reference rate + predetermined value; and

automatically generating distribution route information, which indicates a plurality of  
distribution routes to a plurality of clients on the communications network forced to pass through  
at least one of the redistribution servers from a source, based on the information about the  
communications cost when the streaming data are originated and distributed from the source to  
the plurality of clients.

16. (original) The distribution route generation method according to claim 15,  
wherein said distribution route information is distributed from an upper-stream node to a lower-  
stream node along the distribution routes.

17. (original) The distribution route generation method according to claim 16,  
wherein information that need not be transmitted to the lower node is deleted from the  
distribution route information in the upper-stream node and remaining information is distributed  
from the upper-stream node to the lower-stream node.

18. (original) The distribution route generation method according to claim 16,  
wherein a port is secured to receive the streaming data in the lower-stream node and  
identification information of the port is notified from the lower-stream node to the upper-stream  
node.

19. (previously presented) A distribution route generation apparatus, comprising:  
collection means for collecting information about a communications cost between a  
plurality of nodes of a communications network the nodes including a plurality of redistribution  
servers which copy and branch streaming data at respective branch points in the communication  
network to multi-cast the streaming data in an application layer where route cost is based on

delay and number of hops, stream rate, reference rate, predetermined value as an additional cost and coefficients used to convert delay to number of hops where route cost = number of hops +  $\alpha \cdot \max(0, \text{delay} - \beta) \cdot \text{stream rate} / \text{reference rate} + \text{predetermined value}$ ;

generation means for automatically generating distribution route information, which indicates a plurality of distribution routes to a plurality of clients on the communications network forced to pass through at least one of the redistribution servers from a source, based on the information about the communications cost when the streaming data are originated and distributed from the source to the plurality of clients; and

output means for outputting the distribution route information.

20.- 32. (cancelled)